



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

July 31, 2012

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

40 July 31, 2012

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**ADOPT, ADVERTISE, AND AWARD
POTABLE WATER SUPPLY LINE
AVENUE K TRANSMISSION WATER MAIN, PHASE II
IN THE CITY OF LANCASTER
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action is to adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award, execute, and implement a consultant services agreement for the preparation of a baseline construction schedule and a storm water pollution prevention plan for a not-to-exceed fee of \$13,000 and a construction contract with the apparent responsible contractor with the lowest responsive bid for a 36-inch-diameter potable transmission water supply line along Avenue K in the City of Lancaster.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY:

1. Adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for the Avenue K Transmission Water Main, Phase II project, in the City of Lancaster, at an estimated construction contract cost between \$3,700,000 and \$5,100,000.
2. Instruct the Executive Officer of the Board of Supervisors to advertise for bids to be received and opened on August 28, 2012, in accordance with the Instruction Sheet for Publishing Legal Advertisement.

3. Authorize the Director of Public Works or her designee to execute a consultant services agreement with the apparent responsible contractor with the lowest responsive bid to prepare a baseline construction schedule and a storm water pollution prevention plan for a not-to-exceed fee of \$13,000 funded by existing project funds.
4. Authorize the Director of Public Works or her designee to award, execute, and implement a construction contract with the apparent responsible contractor with the lowest responsive bid within the estimated cost range, approve the Faithful Performance and Labor and Material Bonds and insurance submitted by the contractor, and deliver the project.
5. Delegate to the Director of Public Works or her designee the following authority in connection with this contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in Public Contract Code Sections 4100 et seq. and 5100 et seq., respectively; (3) accept the project upon its final completion; (4) release retention money withheld consistent with the requirements of Public Contract Code Sections 7107 and 9203; and (5) extend the date and time for the receipt of bids consistent with the requirements of Public Contract Code Section 4104.5.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is for your Board, acting as the governing body of the Los Angeles County Waterworks District No. 40, Antelope Valley; to adopt the plans and specifications; advertise for bids; and authorize the Director of Public Works (Director) or her designee to award, execute, and implement a consultant services agreement to prepare a baseline construction schedule and a storm water pollution prevention plan for a not-to-exceed fee of \$13,000 funded by existing project funds; and a construction contract with the apparent responsible contractor with the lowest responsive bid for the construction of a potable water supply line and the performance of other appurtenant work.

The proposed consultant services agreement to prepare a baseline construction schedule and a storm water pollution prevention plan that conform to the County of Los Angeles' (County) specifications is critical to successfully manage construction activities by both the contractor and the County, and a responsible contractor must be able to produce these deliverables. Bid specifications provide that if the apparent lowest bidder fails to complete acceptable deliverables, the Department of Public Works (Public Works) may return to your Board to recommend that the bidder be determined nonresponsive and recommend awarding the construction contract to the next apparent responsible contractor with the lowest responsive bid contingent on that bidder completing deliverables which conform to the County's specifications.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by providing the residents and property owners within the Waterworks District with a more reliable water supply system.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction contract cost to complete this project is in the range of \$3,700,000 to \$5,100,000. The total project cost is estimated to be \$5,700,000. In addition to the construction contract cost, the total project cost includes preparation of plans and specifications, materials testing and reporting, survey, traffic control, inspection, contract administration, change order contingency, and other County services.

Funding for this project is included in the Fiscal Year 2012-13 Los Angeles County Waterworks District No. 40, Antelope Valley, Accumulative Capital Outlay Fund (N64) Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On July 29, 2008, Agenda Item 33, your Board approved a project for the construction of a transmission water main in Avenue K in four phases, of which this project is Phase II.

This project, to contract for the construction of a potable water supply line, is part of Public Works' ongoing program for the operation, maintenance, and repair of water systems. It will be advertised in accordance with Section 20602 of the State Public Contract Code.

This project is to be completed in 275 working days. It is estimated the work will start in January 2013 and be completed in February 2014.

Delegating to the Director or her designee the authority to award, execute, and implement this construction contract allows an expedited contracting process to obtain a contractor for the construction of this potable water supply line.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible

contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On July 29, 2008, Agenda Item 33, your Board approved the Negative Declaration for this project.

CONTRACTING PROCESS

This project will be contracted on an open competitive bid basis. The award by the Director or her designee will be made after review of the bids and determination of the responsible contractor with the lowest responsive bid meeting the criteria established by your Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by providing residents and property owners within the Waterworks District with a more reliable water supply system.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Construction Division.

The Honorable Board of Supervisors

7/31/2012

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Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The script is cursive and fluid, with the first name "Gail" and last name "Farber" clearly distinguishable.

GAIL FARBER

Director

GF:JTS:ss

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)